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PTO/SB/64 (09-06)

Approved for use through 03/31/2007. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT
ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)**Docket Number (Optional)
046301-046000(QST46)

First named inventor: Paul L. Master

Application No.: 10/015,530

Art Unit: 2183

Filed: December 12, 2001

Examiner: Aimee Li

Title: METHOD AND SYSTEM FOR MANAGING HARDWARE RESOURCES TO IMPLEMENT SYSTEM FUNCTIONS USING AN ADAPTIVE COMPUTING ARCHITECTURE

Attention: Office of Petitions
Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
FAX (571) 273-8300

NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (571) 272-3282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the office notice or action plus an extensions of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee - required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee

 Small entity-fee \$ 770.00 (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27. Other than small entity – fee \$ _____ (37 CFR 1.17(m))

2. Reply and/or fee

- A. The reply and/or fee to the above-noted Office action in the form of APPEALS BRIEF (identify type of reply):

has been filed previously on _____.
 is enclosed herewith.

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- B. The issue fee and publication fee (if applicable) of \$ 01 FC:2453
 has been paid previously on _____.
 is enclosed herewith.

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This collection of information is required by 37 CFR 1.137(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

3. Terminal disclaimer with disclaimer fee

- Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D)).]

WARNING:

Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identity theft. Personal information such as social security numbers, bank account numbers, or credit card numbers (other than a check or credit card authorization form PTO-2038 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the USPTO, petitioners/applicants should consider redacting such personal information from the documents before submitting them to the USPTO. Petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application (unless a non-publication request in compliance with 37 CFR 1.213(a) is made in the application) or issuance of a patent. Furthermore, the record from an abandoned application may also be available to the public if the application is referenced in a published application or an issued patent (see 37 CFR 1.14). Checks and credit card authorization forms PTO-2038 submitted for payment purposes are not retained in the application file and therefore are not publicly available.

Signature

December 20, 2007

Date

WAYNE L. TANG

36,028

Typed or printed name

Registration Number, if applicable

NIXON PEABODY LLP, 161 N. CLARK, SUITE 4800

(312) 425-3900

Address

Telephone Number

CHICAGO, IL 60602

Address

Enclosures: Fee Payment Reply Terminal Disclaimer Form Additional sheets containing statements establishing unintentional delay Other: Exhibits, post card, Declarations**CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]**I hereby certify that this correspondence is being: EM 143 188915 US

Deposited with the United States Postal Service on the date shown below with sufficient postage as Express Mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

Transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (571) 273-8300.

12/20/07

Date

Joanna Pinos

Signature

Typed or printed name of person signing certificate



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/015,530
Applicants : Paul L. Master *et al.*
Filed : December 12, 2001
Title : METHOD AND SYSTEM FOR MANAGING HARDWARE
RESOURCES TO IMPLEMENT SYSTEM FUNCTIONS USING
AN ADAPTIVE COMPUTING ARCHITECTURE
TC/A.U. : 2183
Examiner : Aimee Li
Docket No. : 046301-046000(QST046)
Customer No. : 22204

**STATEMENT IN SUPPORT OF PETITION TO REVIVE AN UNINTENTIONALLY
ABANDONED APPLICATION**

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

No response to the Final Office Action mailed December 9, 2005 and subsequent Notice of Appeal dated May 9, 2006 was filed by Applicant for the above-identified application. Applicant hereby respectfully submits a "Petition for Revival of an Application for Patent Abandoned Unintentionally under 37 CFR 1.137(b)", a Declaration of Gerald Gray, a Declaration of Nancy Gamburd and a Declaration of Marc Kaufman. A copy of the Notice of Abandonment mailed on January 10, 2007 for the above-identified application is submitted herewith as Exhibit A. Applicant also hereby respectfully submits an Appeal Brief under 37 CFR 41.67 in reply to the Final Office Action mailed December 9, 2005 for filing upon revival of the above-identified application.

As established by the attached Declarations, the failure to file a response to the Final Office Action was inadvertent and unintentional. Further, based on the attached Declarations, Applicant submits that the entire delay in filing a response to the Final Office Action mailed December 9, 2005 from the July 9, 2006 statutory due date until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.

Applicant respectfully requests, therefore, that the above-identified application be revived. Applicant respectfully requests that, upon revival, the Appeal Brief submitted herewith

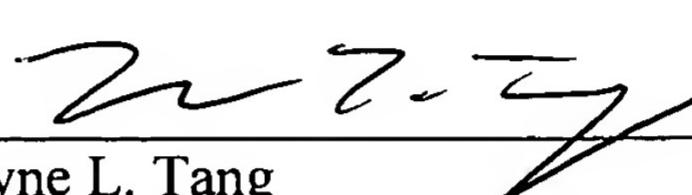
be entered.

In the event that it should be determined that payment is not properly included, or that an extra fee is required, the Commissioner is hereby authorized to charge any additional necessary fees in connection with this proceeding to Deposit Account No. 50-3557.

If a telephone conference would expedite prosecution of this application, the Examiner is invited to telephone the undersigned at (312) 425-3900.

Respectfully submitted,

Date: December 20, 2007


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